IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY NINTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

And
THE HON'BLE MR JUSTICE P.S.NARAYANA

WRIT PETITION NO: 10599 of 2005

Between:

1. Union of India,

   Rep. by the General Manager,

   South Central Railway,

   Rail Nilayam, Secunderabad.

2. The Divisional Railway Manager,

   South Central Railway,

   Vijayawada Division, Vijayawada

   Krishna District.

3. The Senior Divisional Personnel Officer,

   South Central Railway, Vijayawada,

   Krishna District.

... PETITIONERS

AND

1. D.P.V.S. Prabhakar Rao, S/o. D. Ammanna,

   Occ: Dy.Station Superintendent,

   O/o. Station Superintendent,

   Dwarapudi, S.C. Railway,

East Godawari District.

2. Abrar Ahmed, S/o.Rafiuddin Ahmed,

Occ: Station Superintendent,

O/o. Station Superintendent, Samalkot, S.C. Railway,

East Godavari District.

3. Shaik Khadar Basha, S/o. N. Rama Brahmam, aged about

42 years, OCC: Dy. Station Superintendent,

O/o. Station Superintendent, Kavali, S.C. Railway,

Nellore District.

4. N.D. Siva Prasad, S/o. N. Rama Brahmam,

aged about 42 years, OCC: Dy. Station Superintendent,

O/o. Station Superintendent, Dwarapudi,

S.C. Railway, East Godavari District.

5. Shaik Abdul Haq, S/o. Shaik Hassan Ahmed,

aged about 45 years, OCC: Dy. Superintendent,

O/o. Station Superintendent, Chirala, S.C. Railway,

Prakasam District.

6. K. Chandra Sekhar, S/o K. Narayana Rao,

Aged about 46 years, OCC: Dy. Station Superintendent,

O/o. Station Superintendent, S.C. Railway,

Vijayawada, Krishna District.

7. R.S. Ramachandra Rao, S/o. Sattaiah,

aged about 48 years, OCC: Dy. Station Superintendent,

O/o. Station Superintendent, Biccavolu, S.C. Railway,

East Godavari Dist.

8. T. Satyanarayana, S/o. Srinivasulu,

aged about 44 years, OCC: Dy. Station Superintendent,

O/o. Station Superintendent, Ongole,

S.C. Railway, Prakasam District.

9. N. Ramakrishna Rao, S/o. Mahankali Rao,

aged about 54 years, OCC: Dy. Station Superintendent,

O/o. Station Superintendent, Gudur, S.C. Railway,

Nellore Dist.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ, order or direction more particularly on in the nature of Certiorari by calling for the order dated 7-1-2005 in O.S.No.1347 of 2004 on the file of the Central Administrative Tribunal, Hyderabad Bench and declare the same as illegal, arbitrary, capricious and unconstitutional.

Counsel for the Petitioners: MR.T.S.VENKATARAMANA

Counsel for the Respondents: Mr. B. Narasimha Sarma

The Court, at the admission stage, made the following:

ORDER: (Per GB, J)

It is submitted by the learned counsel for petitioners that similar identical Writ Petition, as that of in this Writ Petition, was disposed of by this Court in W.P. No. 5133 of 2005, dated 11-04-2005.

2. Recording the above submission and following the ratio in the above judgment, this writ petition is also disposed of.

3. Accordingly, we direct the Tribunal to dispose of O.A. No. 1347 of 2004 along with the connected O.A. s. The Tribunal shall grant liberty to the petitioners and also direct the applicants to implead the affected parties also.

_____

G. BIKSHAPATHY, J

April 29, 2005

MRR / VA

_____

P.S. NARAYANA, J

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

1. *The General Manager representing Union of India,*

South Central Railway, Rail Nilayam, Secunderabad.

2. *The Divisional Railway Manager, South Central Railway,*

Vijayawada Division, Vijayawada

Krishna District.

3. *The Senior Divisional Personnel Officer, South Central Railway, Vijayawada, Krishna District.*

Two C.D. Copies.

(**(Enclosed along with a copy of the order dated 11-04-2005 made in W.P.No. 5133 of 2005 – R-1 to R-4)**